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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT CALIFORNIA
10 SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA and)
JAN SPICER, Revenue Officer,)

12 Petitioners,)

13 v.)

14 JOHN-PAUL MENARD,
15 Respondent.)

Case No. C-06-2640-SC

APPLICATION BY UNITED STATES
TO DISMISS PETITION FOR ENFORCEMENT
OF INTERNAL REVENUE SERVICE
SUMMONSES AND ~~PROPOSED~~ ORDER

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18 The United States of America seeks to dismiss the Petition To Enforce filed on April 19,
19 2006, as the Internal Revenue Service has been unable to locate the Respondent to serve him
20 with the Order to Show Cause Re: Enforcement of Internal Revenue Service Summonses within
21 thirty-five days prior to the hearing on Order to Show Cause scheduled for July 28, 2006.

22 KEVIN V. RYAN
United States Attorney

23 Dated: July 27, 2006

/s/ Cynthia Stier
24 CYNTHIA STIER
Assistant United States Attorney
25 Tax Division

26 SO ORDERED

27 Dated: 7/27/06

